

# DECLARATION FOR PATENT APPLICATION WITH POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.  
I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "METHOD FOR IMPROVING THE SPATIAL RESOLUTION OF FOCUSING TYPE CRYSTAL DIFFRACTION LENS SYSTEMS USED FOR MEDICAL IMAGING AND OTHER APPLICATIONS" (Attorney Ref. No. 0003/01475), the specification of which

(check one)



is attached hereto.

was filed on \_\_\_\_\_

as serial No. \_\_\_\_\_

as was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, code of Federal Regulations, §1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) |           |                        | Priority Claimed |       |
|------------------------------|-----------|------------------------|------------------|-------|
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes              | No    |
| _____                        | _____     | _____                  | _____            | _____ |
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes              | No    |
| _____                        | _____     | _____                  | _____            | _____ |
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes              | No    |
| _____                        | _____     | _____                  | _____            | _____ |

I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in title 37, Code of Federal Regulations, §1.56 (a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                       |                     |  |
|-----------------------|---------------------|--|
| _____ (App. Ser. No.) | _____ (Filing Date) | _____ Status: (patented, pending, abandoned) |
| _____ (App. Ser. No.) | _____ (Filing Date) | _____ Status: (patented, pending, abandoned) |

Patent Declaration and Power of Attorney  
In Re: Smither (Attny. Dkt. 0003/01475)  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

And I hereby appoint Michael J. Cherskov (Reg. No. 33,664) and Donald G. Flaynik (Reg. No. 30,836), both members of the Bar of the State of Illinois, using the address CHERSKOV & FLAYNIK, The Civic Opera Building, 20 North Wacker Drive, Chicago, IL 60606 (Telephone 312-621-1330), my attorneys with full power of substitution and revocation, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith. It is requested that all correspondence should be directed to CHERSKOV & FLAYNIK, The Civic Opera Building, 20 North Wacker Drive, Suite 1447, Chicago, IL 60606.

Full name of joint inventor: Robert K. Smither

Inventor's Signature: Robert K. Smither

Date: 02-06-04

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